

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.4588 OF 2005

-

Dated 09-04-2007

-

Between:

Javvaji Raja Kumari

...Petitioner

And

The Commercial Tax Officer and
Another

...Respondents

THE HON'BLE SRI JUSTICE BILAL NAZKI

AND

THE HON'BLE SRI JUSTICE NOOTY RAMAMOHANA RAO

WRIT PETITION NO.4588 OF 2005

ORDER *(Per the Hon'ble Sri Justice Bilal Nazki):*

Heard learned counsel for the parties.

Counter is filed. Admittedly, the petitioner had given surety for an assessee-the second respondent, for the year 1998-99. Now, the petitioner is sought to be burdened with tax liability of the assessee for the year 2001-2002. In terms of the judgment of this Court in ***New Kamal Bar & Café, Hyderabad Vs.State of A.P.&Others***^[1], this course is not available to the first respondent-the Commercial Tax Officer, and as such, the writ petition is allowed. The impugned order is set aside. No order as to costs.

(Bilal Nazki,J)

Dated 9th April, 2007

(Nooty Ramamohana Rao,J)

vrn

[\[1\]](#) 42 APSTJ 77